

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division

In re:	)	Chapter 11
	)	
CIRCUIT CITY STORES, INC.	)	Case No. 08-35653- KRH
	)	
Debtor	)	
	)	
_____	)	
	)	
WAYNE VF, LLC	)	
AND	)	
VORNADO REALTY TRUST	)	
	)	
Movants	)	
	)	
v.	)	
	)	
CIRCUIT CITY STORES, INC.	)	
	)	
Respondent	)	

**NOTICE OF HEARING AND MOTION FOR RELIEF FROM AUTOMATIC STAY**

Notice is hereby given that a Hearing on the motion by Wayne VF, LLC and Vornado Realty Trust to lift the automatic stay against the debtor has been scheduled for the Court's Hearing Date of **February 18, 2009 at 9:30 a.m.** The Hearing will be held at Courtroom 5000 for the Honorable Kevin R. Huennekens at the United States Bankruptcy Court, 701 E. Broad Street, Richmond, Virginia 23219.

**Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one).**

If you do not wish the Court to grant the relief sought in the motion, or if you want the court to consider your views on the motion, then you or your attorney must:

- File with the Court no later than fifteen (15) days from the date of service of this motion, you must file a written response explaining your position with the Court and serve a copy on the movant. If you mail your response to the Court for filing, you must mail it early enough so the Court will receive it on or before the expiration of the fifteen day period. Your response should be sent to the following address: Clerk of Court, United States Bankruptcy Court, 701 E. Broad Street, Richmond, Virginia 23219.
- Attend the hearing before the Honorable Kevin R. Huennekens, United States Bankruptcy Judge, at 9:30 a.m. on the 18<sup>th</sup> day of February, 2009, at the United States Bankruptcy Court, Courtroom 5000, 701 E. Broad Street, Richmond, Virginia 23219. **If you or your attorney do not attend the hearing, the Court may grant the relief requested in the Motion.**
- A copy of any written response must be mailed to the following persons:

Walter L. Williams, Esquire  
WILSON ELSEER MOSKOWITZ  
EDELMAN & DICKER LLP  
8444 Westpark Drive – Ste. 510  
McLean, VA 22102

Dated January 20, 2009

Respectfully submitted,

WAYNE VF, LLC and VORNADO REALTY TRUST  
By Counsel

WILSON, ELSER, MOSKOWITZ,  
EDELMAN & DICKER LLP



Walter L. Williams, Esquire (VSB# 39037)  
8444 Westpark Drive - Suite 510  
McLean, Virginia 22102  
(703) 245-9300  
(703) 245-9301 (facsimile)  
*Counsel for Wayne VF, LLC and Vornado Realty Trust*

**PROOF OF SERVICE**

I HEREBY CERTIFY, pursuant to Local Bankruptcy Rule 5005-1(C)(8), that a true and correct copy of the foregoing Notice of Motion, with accompanying Motion For Relief From Automatic Stay was mailed, postage pre-paid, on this 20th day of January, 2006 to:

Daniel F. Blanks, Esq.  
Douglas M. Foley, Esq.  
McGuire Woods LLP  
9000 World Trade Center  
101 W. Main Street  
Norfolk, VA 23510

ATTORNEY FOR DEBTORS

Dion W. Hayes, Esq.  
James S. Sheerin, Esq.  
Sarah Beckett Boehm, Esq.  
McGuire Woods LLP  
One James Center  
901 E. Cary Street  
Richmond, VA 23219

ATTORNEY FOR DEBTORS

Gregg M. Galardi, Esq.  
Skadden, Arps, Slate, Meagher & From LLP  
One Rodney Square  
P.O. Box 636  
Wilmington, Delaware 19899-0636

ATTORNEY FOR DEBTORS

Charles L. Dickerson, Esq.  
Skadden Arps, Slate, Meagher & From LLP  
33 West Wacker Drive  
Chicago, IL 60606

ATTORNEY FOR DEBTORS

Claudio M. Stanziola, Esq.  
Monte, & Rudolph  
800 The Plaza  
PO Box 255  
Sea Girt, New Jersey 08750

ATTORNEY FOR DEBTORS  
"New Jersey Superior Court"

Robert Van Arsdale, Esq.  
Assistant U.S. Trustee  
Office of U.S. Trustee  
600 E. Main Street, Suite 301  
Richmond, VA 23219

OFFICE OF U.S. TRUSTEE

Alisa Nunno DiChiara, Esq.  
LAW OFFICES OF WILLIAM R. NUNNO  
45 Essex Street  
Hackensack, New Jersey 07601

ATTORNEY FOR JAMES FOUSKEY

Matthew C. Simon, Esq.  
Offices of John Tierney, LLC  
1259 Route 46 East  
Building 2, Suite 133  
Parsippany, New Jersey 07054

ATTORNEY FOR INDUSTRIAPLEX

The Honorable Menelaos W. Toskos  
J.S.C. Bergen County Justice Center  
10 Main Street  
Hackensack, NJ 07101

NEW JERSEY SUPERIOR COURT

  
Walter L. Williams